

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA	:	CRIMINAL NO. <u>04-425-01 (Tucker, J.)</u>
v.	:	DATE FILED _____
FRANK BERRYMAN	:	VIOLATIONS:
	:	18 U.S.C. § 1951(a)(conspiracy to interfere
	:	with commerce by robbery - 1 count)
	:	18 U.S.C. § 1951(a) (interference with
	:	commerce by robbery - 1 count)
	:	18 U.S.C. § 924(c)(1)(A)(ii)(using and
	:	carrying a firearm during and in relation to
	:	crime of violence - 1 count)
	:	18 U.S.C. § 922(j) (possession of a stolen
	:	firearm - 2 counts)
	:	21 U.S.C. § 844(a) (possession of cocaine
	:	base (“crack”) - 1 count)
	:	18 U.S.C. § 922(g)(1) (convicted felon in
	:	possession of a firearm - 2 counts)
	:	18 U.S.C. § 2 (aiding and abetting)
	:	Notice of additional factors
	:	Notice of forfeiture

SUPERSEDING INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

At all times material to the superseding indictment:

1. John’s Gun and Tackle Shop, located at 2604 Freemansburg Avenue, Palmer, PA 18045, Palmer Township, Northampton County, in the Eastern District of Pennsylvania, a federally licensed firearms dealership, was engaged in the retail sale of firearms, ammunition, firearm accessories, and hunting and fishing supplies in interstate commerce and was an enterprise which affected interstate commerce.

2. From on or about March 9, 2004, through on or about November 17, 2004, in Philadelphia and Northampton Counties in the Eastern District of Pennsylvania, defendant

FRANK BERRYMAN

and persons known and unknown to the grand jury conspired and agreed together to commit robbery, which robbery would unlawfully obstruct, delay and affect commerce, and the movement of articles and commodities in commerce, in that **FRANK BERRYMAN** and persons known and unknown to the grand jury conspired to unlawfully take and obtain property, specifically, firearms, ammunition, and cash from the person and presence of the owner of the gun and tackle shop listed in paragraph 1 above, and against his will, by means of actual and threatened force, violence, and fear of injury, immediate and future, to his person and property, and property in his custody and possession belonging to the gun and tackle shop, all in violation of Title 18, United States Code, Section 1951(a).

MANNER AND MEANS

It was part of the conspiracy that:

3. Defendant **FRANK BERRYMAN** and persons known and unknown to the grand jury planned and executed the robbery of the gun and tackle shop listed in paragraph 1 above.

4. Defendant **FRANK BERRYMAN** and persons known and unknown to the grand jury used, variously, threats and intimidation, a handgun, and force and violence to achieve their purpose of stealing firearms during the gun and tackle shop robbery.

5. Defendant **FRANK BERRYMAN** and persons known and unknown to the grand jury shared the proceeds of the gun and tackle shop robbery, selling certain of the

firearms stolen in the robbery.

OVERT ACTS

In furtherance of the conspiracy, defendant **FRANK BERRYMAN** and persons known and unknown to the grand jury committed the following overt acts, among others, in the Eastern District of Pennsylvania and elsewhere:

On or about March 9, 2004:

1. Defendant **FRANK BERRYMAN** left 914 Flanders Road, Philadelphia, a house in which he then lived, at about 2:25 p.m.
2. Defendant **FRANK BERRYMAN** went from Philadelphia to Northampton County, Pennsylvania.
3. Defendant **FRANK BERRYMAN** and three unindicted coconspirators (hereafter referred to as A, B, and C) drove to the gun and tackle shop (“the gun shop”) listed in paragraph 1 above.
4. A waited in the getaway car.
5. B and C waited outside the gun shop while defendant **FRANK BERRYMAN** entered the shop.
6. Defendant **FRANK BERRYMAN**, who was armed with a concealed handgun, went into the gun shop and pretended to shop for ammunition.
7. Defendant **FRANK BERRYMAN** gave the gun shop owner, who was then 73 years old, money to buy a box of ammunition and, while the owner was at the register making change, defendant **FRANK BERRYMAN** drew and pointed a handgun at the owner’s face.

8. Defendant **FRANK BERRYMAN** ordered the owner to get on the ground.

9. Defendant **FRANK BERRYMAN** pistol-whipped the gun shop owner and shoved him to the floor.

10. Defendant **FRANK BERRYMAN** sat on the gun shop owner.

11. B and C entered the gun shop and put 48 handguns, which were owned and offered for sale by the gun shop, into a dark-colored bag.

12. Defendant **FRANK BERRYMAN**, B, and C tied the gun shop owner up with duct tape.

13. Defendant **FRANK BERRYMAN**, B, and C fled from the gun shop with the proceeds of the robbery, that is, 48 handguns [retail value: approximately \$14,000], an unknown quantity of ammunition, two black powder pistols, and approximately \$600 in cash.

14. Defendant **FRANK BERRYMAN**, B, and C got into the getaway car, putting the bag with the proceeds of the robbery into the trunk of the car.

15. A drove the robbers away from the scene of the robbery.

16. Defendant **FRANK BERRYMAN** returned to 914 Flanders Road in Philadelphia at about 9:38 p.m.

17. From on or about March 9, 2004, through on or about November 17, 2004, defendant **FRANK BERRYMAN**, A, B, and C split the proceeds from the robbery, including, the proceeds they obtained by selling the below listed firearms they stole from the gun shop:

- a. Smith & Wesson .40 caliber handgun, Model 4006, serial number TDS4722,

- b. Smith & Wesson 44 Magnum caliber handgun, Model 629, serial number ANC6386,
- c. Smith & Wesson 9mm handgun, Model 39, serial number A169141,
- d. Beretta Pietro S.P.A. .32 caliber semiautomatic handgun, Model 1934, serial number 656169M,
- e. Taurus .380 caliber semiautomatic handgun, Model PT138, serial number KVL14540, and
- f. Essex Arms Company .45 caliber semiautomatic handgun, Model Government, serial number 5267.

All in violation of Title 18, United States Code, Section 1951(a).

COUNT TWO

THE GRAND JURY FURTHER CHARGES THAT:

1. On or about March 9, 2004, John's Gun and Tackle Shop, located at 2604 Freemansburg Avenue, Palmer, PA 18045, Palmer Township, Northampton County, in the Eastern District of Pennsylvania, a federally licensed firearms dealership, was engaged in the retail sale of firearms, ammunition, firearm accessories, and hunting and fishing supplies in interstate commerce and was an enterprise which affected interstate commerce.

2. On or about March 9, 2004, in Northampton County, Pennsylvania, in the Eastern District of Pennsylvania, defendant

FRANK BERRYMAN

and persons known and unknown to the grand jury obstructed, delayed, and affected commerce and the movement of articles and commodities in commerce, by robbery, in that the defendant **FRANK BERRYMAN** and persons unknown to the grand jury unlawfully took and obtained, and aided and abetted the unlawful taking and obtaining of, property, specifically, 48 firearms (with a retail value of approximately \$14,000), an unknown quantity of ammunition, two black powder pistols, and approximately \$600 in cash from the person and presence of the owner of John's Gun and Tackle Shop and against his will by means of actual and threatened force, violence, injury, and fear of injury, immediate and future, to his person and property, and property in his custody and possession belonging John's Gun and Tackle Shop, that is, by pointing a handgun at the owner, striking the owner who was then 73 years old on the head with a handgun, pushing him to the floor, physically restraining him, and otherwise assaulting and threatening him.

In violation of Title 18, United States Code, Sections 1951(a) and 2.

COUNT THREE

THE GRAND JURY FURTHER CHARGES:

On or about March 9, 2004, at Northampton County, in the Eastern District of Pennsylvania, defendant

FRANK BERRYMAN

knowingly used and carried a firearm during and in relation to a crime of violence for which he may be prosecuted in a Court of the United States, that is, conspiracy to interfere with commerce by robbery, and interference with commerce by robbery, in violation of Title 18, United States Code, Sections 1951(a) and 2.

In violation of Title 18, United States Code, Sections 924(c)(1)(A)(ii).

COUNT FOUR

THE GRAND JURY FURTHER CHARGES THAT:

On or about March 9, 2004, at Northampton County, in the Eastern District of Pennsylvania, defendant

FRANK BERRYMAN

knowingly possessed, and aided and abetted the possession of, a stolen firearm, that is,

- 1) One Beretta Pietro S.P.A. .32 caliber semiautomatic handgun, Model 1934, serial number 656169M;
- 2) One Beretta USA Corp. .32 caliber semiautomatic handgun, Model 3032, serial number DAA348160;
- 3) One Beretta USA Corp. 9mm semiautomatic handgun, Model 92, serial number BER344523;
- 4) One Colt .22 caliber revolver, Model New Frontier, serial number G11362;
- 5) One Colt .357 caliber revolver, Model Python, serial number 24398;
- 6) One Colt .357 caliber revolver, Model Lawman MKIII, serial number L50939;
- 7) One Colt .45 caliber semiautomatic handgun, Model 1911A1, serial number 809018;
- 8) One Colt .45 caliber semiautomatic handgun, Model 1991A, serial number 2811612;
- 9) One Colt .45 caliber semiautomatic handgun, Model Officers, serial number FA09103;
- 10) One Essex Arms Company .45 caliber semiautomatic handgun, Model Government, serial number 5267;

- 11) One Bersa .22 caliber semiautomatic handgun, Model Firestorm, serial number 564033;
- 12) One F.N. .32 caliber semiautomatic handgun, Model 1922, serial number 74578;
- 13) One Glock GMBH .40 caliber semiautomatic handgun, Model 27, serial number FGH598;
- 14) One Glock GMBH .45 caliber semiautomatic handgun, Model 36, serial number EWW669US;
- 15) One Glock GMBH 9mm semiautomatic handgun, Model 19, serial number FVY215;
- 16) One High Standard .22 caliber semiautomatic handgun, Model A, serial number 35181;
- 17) One Keltec, CNC Industries, Inc. .380 caliber semiautomatic handgun, Model P3AT, serial number H3W80;
- 18) One Keltec, CNC Industries, Inc. .32 caliber semiautomatic handgun, Model P32, serial number 114511;
- 19) One Keltec, CNC Industries, Inc. 9mm semiautomatic handgun, Model P11, serial number A0037;
- 20) One German .38 caliber semiautomatic handgun, serial number 43956;
- 21) One Ruger .22 caliber semiautomatic handgun, Model Mark II, serial number 222-04359;
- 22) One Ruger .22 caliber semiautomatic handgun, Model Mark II, serial number 224-89099;
- 23) One Ruger .22 caliber semiautomatic handgun, Model Mark II, serial number 225-

65785;

24) One Ruger .22 caliber semiautomatic handgun, Model Mark II, serial number 225-75277;

25) One Ruger .357 caliber revolver, Model GP100, serial number 174-62029;

26) One Ruger .22 caliber revolver, Model Single 6, serial number 264-25937;

27) One Ruger .22 caliber semiautomatic handgun, Model 22/45, serial number 225-22815;

28) One Ruger .357 caliber revolver, Model SP101, serial number 573-17943;

29) One Ruger .44 caliber revolver, Model Super Redhawk, serial number 552-25403;

30) One Ruger .45 caliber semiautomatic handgun, Model Mark P97, serial number 663-53809;

31) One Ruger 9mm semiautomatic handgun, Model P95, serial number 314-47705;

32) One Ruger 9mm semiautomatic handgun, Model P89, serial number 315-25800;

33) One Ruger 9mm semiautomatic handgun, Model P95, serial number 315-35437;

34) One Ruger 9mm semiautomatic handgun, Model P95, serial number 315-43799;

35) One S.I.G. (Swiss Industriel Gesellschaft) .380 caliber semiautomatic handgun, Model P230, serial number S172883;

36) One Smith & Wesson .22 caliber semiautomatic handgun, Model 41, serial number A599182;

37) One Smith & Wesson .357 caliber revolver, Model 686, serial number AFR3418;

38) One Smith & Wesson .40 caliber semiautomatic handgun, Model 4006, serial number TDS4722;

- 39) One Smith & Wesson .44 caliber revolver, Model 629, serial number AJL2237;
- 40) One Smith & Wesson .44 caliber revolver, Model 629, serial number ANC6386;
- 41) One Smith & Wesson 9mm semiautomatic handgun, Model 39, serial number A169141;
- 42) One Smith & Wesson 9mm semiautomatic handgun, Model SIGMA (SW9VE), serial number PBJ1898;
- 43) One Taurus .380 caliber semiautomatic handgun, Model PT138, serial number KVL14540;
- 44) One Taurus .38 caliber revolver, Model 85, serial number VJ48001;
- 45) One Taurus .38 caliber revolver, Model 85, serial number XA53061;
- 46) One Taurus .45 caliber semiautomatic handgun, Model PT145, serial number NV169383;
- 47) One Taurus .45 caliber semiautomatic handgun, Model PT145, serial number NVL14361; and
- 48) One Springfield Armory, Geneseo, IL 9mm semiautomatic handgun, Model P9, serial number AM13468,

each of which had been shipped and transported in interstate commerce before it was stolen, knowing and having reasonable cause to believe each of the firearms was stolen.

In violation of Title 18, United States Code, Sections 922(j) and 2.

COUNT FIVE

THE GRAND JURY FURTHER CHARGES THAT:

On or about March 24, 2004, at Philadelphia, in the Eastern District of Pennsylvania, defendant

FRANK BERRYMAN

knowingly possessed a stolen firearm, that is, a Colt .45 caliber semiautomatic handgun, Model 1911A1, serial number 809018, loaded with seven live rounds of ammunition, which had been shipped and transported in interstate commerce before it was stolen, knowing and having reasonable cause to believe the firearm was stolen.

In violation of Title 18, United States Code, Section 922(j).

COUNT SIX

THE GRAND JURY FURTHER CHARGES THAT:

On or about March 24, 2004, at Philadelphia, in the Eastern District of Pennsylvania,
defendant

FRANK BERRYMAN

knowingly and intentionally possessed a mixture or substance containing a detectable amount of cocaine base (“crack”), a Schedule II controlled substance.

In violation of Title 21, United States Code, Section 844(a).

COUNT SEVEN

THE GRAND JURY FURTHER CHARGES THAT:

On or about March 9, 2004, at Northampton County, in the Eastern District of Pennsylvania, defendant

FRANK BERRYMAN,

having been convicted in a court of the Commonwealth of Pennsylvania of a crime punishable by imprisonment for a term exceeding one year, knowingly possessed in and affecting interstate commerce a firearm, that is,

- 1) One Beretta Pietro S.P.A. .32 caliber semiautomatic handgun, Model 1934, serial number 656169M;
- 2) One Beretta USA Corp. .32 caliber semiautomatic handgun, Model 3032, serial number DAA348160;
- 3) One Beretta USA Corp. 9mm semiautomatic handgun, Model 92, serial number BER344523;
- 4) One Colt .22 caliber revolver, Model New Frontier, serial number G11362;
- 5) One Colt .357 caliber revolver, Model Python, serial number 24398;
- 6) One Colt .357 caliber revolver, Model Lawman MKIII, serial number L50939;
- 7) One Colt .45 caliber semiautomatic handgun, Model 1911A1, serial number 809018;
- 8) One Colt .45 caliber semiautomatic handgun, Model 1991A, serial number 2811612;
- 9) One Colt .45 caliber semiautomatic handgun, Model Officers, serial number FA09103;

- 10) One Essex Arms Company .45 caliber semiautomatic handgun, Model Government, serial number 5267;
- 11) One Bersa .22 caliber semiautomatic handgun, Model Firestorm, serial number 564033;
- 12) One F.N. .32 caliber semiautomatic handgun, Model 1922, serial number 74578;
- 13) One Glock GMBH .40 caliber semiautomatic handgun, Model 27, serial number FGH598;
- 14) One Glock GMBH .45 caliber semiautomatic handgun, Model 36, serial number EWW669US;
- 15) One Glock GMBH 9mm semiautomatic handgun, Model 19, serial number FVY215;
- 16) One High Standard .22 caliber semiautomatic handgun, Model A, serial number 35181;
- 17) One Keltec, CNC Industries, Inc. .380 caliber semiautomatic handgun, Model P3AT, serial number H3W80;
- 18) One Keltec, CNC Industries, Inc. .32 caliber semiautomatic handgun, Model P32, serial number 114511;
- 19) One Keltec, CNC Industries, Inc. 9mm semiautomatic handgun, Model P11, serial number A0037;
- 20) One German .38 caliber semiautomatic handgun, serial number 43956;
- 21) One Ruger .22 caliber semiautomatic handgun, Model Mark II, serial number 222-04359; 22) One Ruger .22 caliber semiautomatic handgun, Model Mark II, serial number 224-89099;
- 23) One Ruger .22 caliber semiautomatic handgun, Model Mark II, serial number 225-65785;

- 24) One Ruger .22 caliber semiautomatic handgun, Model Mark II, serial number 225-75277;
- 25) One Ruger .357 caliber revolver, Model GP100, serial number 174-62029;
- 26) One Ruger .22 caliber revolver, Model Single 6, serial number 264-25937;
- 27) One Ruger .22 caliber semiautomatic handgun, Model 22/45, serial number 225-22815;
- 28) One Ruger .357 caliber revolver, Model SP101, serial number 573-17943;
- 29) One Ruger .44 caliber revolver, Model Super Redhawk, serial number 552-25403;
- 30) One Ruger .45 caliber semiautomatic handgun, Model Mark P97, serial number 663-53809;
- 31) One Ruger 9mm semiautomatic handgun, Model P95, serial number 314-47705;
- 32) One Ruger 9mm semiautomatic handgun, Model P89, serial number 315-25800;
- 33) One Ruger 9mm semiautomatic handgun, Model P95, serial number 315-35437;
- 34) One Ruger 9mm semiautomatic handgun, Model P95, serial number 315-43799;
- 35) One S.I.G. (Swiss Industriel Gesellschaft) .380 caliber semiautomatic handgun, Model P230, serial number S172883;
- 36) One Smith & Wesson .22 caliber semiautomatic handgun, Model 41, serial number A599182;
- 37) One Smith & Wesson .357 caliber revolver, Model 686, serial number AFR3418;
- 38) One Smith & Wesson .40 caliber semiautomatic handgun, Model 4006, serial number TDS4722;
- 39) One Smith & Wesson .44 caliber revolver, Model 629, serial number AJL2237;
- 40) One Smith & Wesson .44 caliber revolver, Model 629, serial number ANC6386;

- 41) One Smith & Wesson 9mm semiautomatic handgun, Model 39, serial number A169141;
- 42) One Smith & Wesson 9mm semiautomatic handgun, Model SIGMA (SW9VE), serial number PBJ1898;
- 43) One Taurus .380 caliber semiautomatic handgun, Model PT138, serial number KVL14540;
- 44) One Taurus .38 caliber revolver, Model 85, serial number VJ48001;
- 45) One Taurus .38 caliber revolver, Model 85, serial number XA53061;
- 46) One Taurus .45 caliber semiautomatic handgun, Model PT145, serial number NV169383;
- 47) One Taurus .45 caliber semiautomatic handgun, Model PT145, serial number NVL14361; and
- 48) One Springfield Armory, Geneseo, IL 9mm semiautomatic handgun, Model P9, serial number AM13468.

In violation of Title 18, United States Code, Section 922(g)(1).

COUNT EIGHT

THE GRAND JURY FURTHER CHARGES THAT:

On or about March 24, 2004, at Philadelphia, in the Eastern District of Pennsylvania,
defendant

FRANK BERRYMAN,

having been convicted in a court of the Commonwealth of Pennsylvania of a crime punishable by imprisonment for a term exceeding one year, knowingly possessed in and affecting interstate commerce a firearm, that is, a Colt .45 caliber semiautomatic handgun, Model 1911A1, serial number 809018, loaded with seven live rounds of ammunition.

In violation of Title 18, United States Code, Section 922(g)(1).

NOTICE OF ADDITIONAL FACTORS

THE GRAND JURY FURTHER CHARGES THAT:

1. In committing the offenses charged in Counts One and Two of this indictment, defendant **FRANK BERRYMAN**:

a. Committed an offense in which a firearm was otherwise used, as described in U.S.S.G. § 2B3.1(b)(2)(B).

b. Committed an offense in which a firearm was brandished, and possessed, as described in U.S.S.G. § 2B3.1(b)(2)(C).

c. Committed an offense in which a threat of death was made, as described in U.S.S.G. § 2B3.1(b)(2)(F).

d. Committed an offense in which any victim sustained permanent and life threatening bodily injury, as described in U.S.S.G. § 2B3.1(b)(3)(C).

e. Committed an offense in which any person was physically restrained to facilitate commission of the offense and to facilitate escape, as described in U.S.S.G. § 2B3.1(b)(4)(B).

f. Committed an offense in which a firearm, destructive device, and controlled substance was taken, and in which the taking of such item was an object of the

offense, as described in U.S.S.G. § 2B3.1(b)(6).

g. Committed an offense involving a loss exceeding \$10,000, as described in U.S.S.G. § 2B3.1(b)(7).

h. Knew and should have known that a victim of the offense was a vulnerable victim, as described in U.S.S.G. § 3A1.1(b)(1).

i. Committed an offense in which a victim was physically restrained in the course of the offense, as described in U.S.S.G. § 3A1.3.

j. Committed an offense in which the defendant was an organizer, leader, manager, and supervisor in criminal activity, as described in U.S.S.G. § 3B1.1(c).

k. Was a career offender, as defined by U.S.S.G. § 4B1.1.

2. In committing the offense charged in Count Three of this indictment, defendant **FRANK BERRYMAN**:

a. Was a career offender, as defined by U.S.S.G. § 4B1.1.

3. In committing the offenses charged in Counts Four, Five, Seven, and Eight of this indictment, defendant **FRANK BERRYMAN**:

a. Committed any part of the instant offense(s) subsequent to sustaining at least two felony convictions of a controlled substance offense, as described in U.S.S.G. § 2K2.1(a)(2).

b. Committed an offense involving 48 firearms, as described in U.S.S.G. § 2K2.1(b)(1).

c. Committed an offense in which a firearm was stolen, as described in U.S.S.G. § 2K2.1(b)(4).

d. Used and possessed any firearm and ammunition in connection with another felony offense, as described in U.S.S.G. § 2K2.1(b)(5).

4. In committing the offense charged in Count Six of this indictment, defendant **FRANK BERRYMAN**:

a. Committed an offense in which a dangerous weapon (including a firearm) was possessed, as described in U.S.S.G. § 2D1.1(b)(1).

5. In committing the offense(s) charged in Counts One through Eight, inclusive, of this indictment, defendant **FRANK BERRYMAN**:

b. Committed the instant offense while under a criminal justice sentence, that is, probation and parole, as defined by U.S.S.G. § 4A1.1(d).

c. Committed the instant offense less than two years after release from imprisonment on a sentence of imprisonment exceeding one year and one month, as defined by U.S.S.G. § 4A1.1 (a) and (e).

NOTICE OF FORFEITURE (18 U.S.C. § 924(d))

THE GRAND JURY FURTHER CHARGES THAT:

As a result of the violations of Title 18, United States Code, Sections 922(g)(1) and 922(j) set forth in Counts Four, Five, Six, and Seven of this Indictment, the defendant

FRANK BERRYMAN

shall forfeit to the United States of America the firearms and ammunition involved in the commission of these offenses, including, but not limited to:

- 1) One Beretta Pietro S.P.A. .32 caliber semiautomatic handgun, Model 1934, serial number 656169M;
- 2) One Beretta USA Corp. .32 caliber semiautomatic handgun, Model 3032, serial number DAA348160;
- 3) One Beretta USA Corp. 9mm semiautomatic handgun, Model 92, serial number BER344523;
- 4) One Colt .22 caliber revolver, Model New Frontier, serial number G11362;
- 5) One Colt .357 caliber revolver, Model Python, serial number 24398;
- 6) One Colt .357 caliber revolver, Model Lawman MKIII, serial number L50939;
- 7) One Colt .45 caliber semiautomatic handgun, Model 1911A1, serial number 809018;
- 8) One Colt .45 caliber semiautomatic handgun, Model 1991A, serial number 2811612;

- 9) One Colt .45 caliber semiautomatic handgun, Model Officers, serial number FA09103;
- 10) One Essex Arms Company .45 caliber semiautomatic handgun, Model Government, serial number 5267;
- 11) One Bersa .22 caliber semiautomatic handgun, Model Firestorm, serial number 564033;
- 12) One F.N. .32 caliber semiautomatic handgun, Model 1922, serial number 74578;
- 13) One Glock GMBH .40 caliber semiautomatic handgun, Model 27, serial number FGH598;
- 14) One Glock GMBH .45 caliber semiautomatic handgun, Model 36, serial number EWW669US;
- 15) One Glock GMBH 9mm semiautomatic handgun, Model 19, serial number FVY215;
- 16) One High Standard .22 caliber semiautomatic handgun, Model A, serial number 35181;
- 17) One Keltec, CNC Industries, Inc. .380 caliber semiautomatic handgun, Model P3AT, serial number H3W80;
- 18) One Keltec, CNC Industries, Inc. .32 caliber semiautomatic handgun, Model P32, serial number 114511;
- 19) One Keltec, CNC Industries, Inc. 9mm semiautomatic handgun, Model P11, serial number A0037;
- 20) One German .38 caliber semiautomatic handgun, serial number 43956;
- 21) One Ruger .22 caliber semiautomatic handgun, Model Mark II, serial number 222-04359; 22) One Ruger .22 caliber semiautomatic handgun, Model Mark II, serial number 224-89099;
- 23) One Ruger .22 caliber semiautomatic handgun, Model Mark II, serial number 225-

65785;

24) One Ruger .22 caliber semiautomatic handgun, Model Mark II, serial number 225-75277;

25) One Ruger .357 caliber revolver, Model GP100, serial number 174-62029;

26) One Ruger .22 caliber revolver, Model Single 6, serial number 264-25937;

27) One Ruger .22 caliber semiautomatic handgun, Model 22/45, serial number 225-22815;

28) One Ruger .357 caliber revolver, Model SP101, serial number 573-17943;

29) One Ruger .44 caliber revolver, Model Super Redhawk, serial number 552-25403;

30) One Ruger .45 caliber semiautomatic handgun, Model Mark P97, serial number 663-53809;

31) One Ruger 9mm semiautomatic handgun, Model P95, serial number 314-47705;

32) One Ruger 9mm semiautomatic handgun, Model P89, serial number 315-25800;

33) One Ruger 9mm semiautomatic handgun, Model P95, serial number 315-35437;

34) One Ruger 9mm semiautomatic handgun, Model P95, serial number 315-43799;

35) One S.I.G. (Swiss Industriel Gesellschaft) .380 caliber semiautomatic handgun, Model P230, serial number S172883;

36) One Smith & Wesson .22 caliber semiautomatic handgun, Model 41, serial number A599182;

37) One Smith & Wesson .357 caliber revolver, Model 686, serial number AFR3418;

38) One Smith & Wesson .40 caliber semiautomatic handgun, Model 4006, serial number TDS4722;

39) One Smith & Wesson .44 caliber revolver, Model 629, serial number AJL2237;

- 40) One Smith & Wesson .44 caliber revolver, Model 629, serial number ANC6386;
- 41) One Smith & Wesson 9mm semiautomatic handgun, Model 39, serial number A169141;
- 42) One Smith & Wesson 9mm semiautomatic handgun, Model SIGMA (SW9VE), serial number PBJ1898;
- 43) One Taurus .380 caliber semiautomatic handgun, Model PT138, serial number KVL14540;
- 44) One Taurus .38 caliber revolver, Model 85, serial number VJ48001;
- 45) One Taurus .38 caliber revolver, Model 85, serial number XA53061;
- 46) One Taurus .45 caliber semiautomatic handgun, Model PT145, serial number NV169383;
- 47) One Taurus .45 caliber semiautomatic handgun, Model PT145, serial number NVL14361; and
- 48) One Springfield Armory, Geneseo, IL 9mm semiautomatic handgun, Model P9, serial number AM13468, and
- (49) Seven live rounds of ammunition.

All pursuant to Title 28, United States Code, Section 2461(c) and Title 18, United States Code, Section 924(d).

_____**A TRUE BILL:**

_____**GRAND JURY FOREPERSON**

PATRICK L. MEEHAN
UNITED STATES ATTORNEY__